

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: 21 MC 100 (AKH)  
DATE FILED: 9/29/10

IN RE: WORLD TRADE CENTER  
DISASTER SITE LITIGATION

Master Docket No.: 21 MC 100 (AKH)

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, non-party Mount Sinai Medical Center ("Mount Sinai") will move this Court, before the Honorable Alvin K. Hellerstein, at the United States Court House, 500 Pearl Street, New York, NY 10007, at a date and time to be set by the Court, for an Order pursuant to Federal Rule of Civil Procedure 59(e) and Local Civil Rule 6.3 vacating the Court's September 13, 2010 Order and compelling Defendant The Port Authority of New York and New Jersey (the "Port Authority") to reimburse Mount Sinai for the costs it incurred in responding to the Port Authority's subpoena and in preparing this motion in the total amount of \$53,188.25; and awarding any other relief that the Court deems just and proper.

Dated: New York, New York  
September 27, 2010

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*Mount Sinai. The underlying question was  
 sharply contested. I considered the facts and arguments advanced  
 by Mt. Sinai in the original motion and order with this motion,  
 I adhere to the rulings & proceedings made. 9/29/10  
 Al K Heller*

Judge wrote:

“Motion denied. The underlying motion was sharply contested. I considered the facts and arguments advanced by Mt. Sinai, in the original motion and now with this motion. I adhere to the rulings I previously made.

9/29/10  
Alvin K. Hellerstein”